

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KENTUCKY RSA NO. 1	)	
PARTNERSHIP FOR ISSUANCE OF A	)	
CERTIFICATE OF PUBLIC CONVENIENCE AND	)	CASE NO.
NECESSITY TO PROVIDE DOMESTIC PUBLIC	)	92-040
CELLULAR RADIO TELECOMMUNICATIONS IN	)	
KENTUCKY RURAL SERVICE AREA NO. 1	)	

O R D E R

This matter arising upon petition of Kentucky RSA No. 1 Partnership ("Partnership") filed January 24, 1992 pursuant to 807 KAR 5:001, Section 7, for confidential protection of its pro forma financial statements for its first year of operations on the grounds that disclosure of the information is likely to cause Partnership competitive injury, and it appearing to this Commission as follows:

Partnership has applied for a Certificate of Public Convenience and Necessity to provide cellular radio telecommunications service in Kentucky Rural Service Area No. 1. As Exhibit E to its application, Partnership has filed its pro forma financial statements for its first year of operations. By this petition, Partnership has requested that the information be protected as confidential.

807 KAR 5:001, Section 7, provides the procedure for obtaining confidential protection of information filed with the Commission. As part of that procedure, subsection (2)(a)(2)

requires the information sought to be protected to identify the material by underscoring, highlighting, or other reasonable means. Subsection (2)(b) further requires the filing of an edited copy with the confidential material obscured. Partnership has complied with neither requirement. Therefore, the petition should be denied.

This Commission being otherwise sufficiently advised,

IT IS ORDERED that:

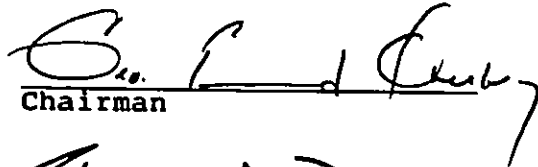
1. The petition to protect as confidential the pro forma income statements filed by Partnership as Exhibit E to its application be and is hereby denied.

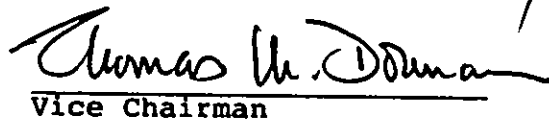
2. The information sought to be protected shall be held and retained by this Commission as confidential and shall not be open for public inspection for a period of 20 days from the date of this Order to allow Partnership to file a supplemental petition in accordance with the procedures set forth in 807 KAR 5:001, Section 7.

3. If, at the expiration of the 20-day period, Partnership has not filed a petition in accordance with the regulation, the information sought to be protected shall be placed in the public record without further Orders herein.

Done at Frankfort, Kentucky, this 11th day of February, 1992.

PUBLIC SERVICE COMMISSION

  
Chairman

  
Vice Chairman

  
Commissioner

ATTEST:

  
Executive Director